

DOCKET NO: 204478US6PCT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE RECEIVED Technology Center 2100

IN RE APPLICATION OF

: EXAMINER: WU, A.S. RYUJI ISHIGURO, ET AL.

SERIAL NO: 09/701,084

FILED: JUNE 6, 2001 : GROUP ART UNIT: 2135

FOR: INFORMATION PROCESSING

SYSTEM

RESPONSE TO RESTRICTION REQUIREMENT

COMMISSIONER FOR PATENTS ALEXANDRIA, VIRGINIA 22313

SIR:

In response to the Restriction Requirement stated in the Official Action dated August 9, 2004, Applicants in the above-identified patent application provisionally elect Group II, Claims 6-8 and 11-14, drawn to a selective reciprocal authentication.

The Restriction Requirement asserts that the application contains claims to distinct inventions. However, MPEP §803 states the following:

> If the search and examination of an entire application can be made without serious burden, the Examiner must examine it on the merits, even though it includes claims to distinct or independent inventions.

The claims of the present invention would appear to be of an overlapping search area.

Application No. 09/701,084 Reply to Office Action of

Accordingly, Applicants respectfully traverse the Restriction Requirement on the grounds that a search and examination of the entire application would not place a serious burden on the Examiner.

However, if the present Restriction Requirement is not withdrawn, examination on the merits of the Claims of Group I is believed to be in order, and an early and favorable action to that effect is respectfully requested.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, P.C.

Customer Number 22850

Tel: (703) 413-3000 Fax: (703) 413 -2220 (OSMMN 06/04)

I:\ATTY\BDL\204478US\204478US.RESTRICTION.DOC

Attorney of Record

Bradley D. Lytle

Registration No. 40,073



Docket No.: 204478US6PCT

COMMISSIONER FOR PATENTS ALEXANDRIA, VIRGINIA 22313

RE: Application Serial No.: 09/701,084

Applicants: Ryuji ISHIGURO, et al.

Filing Date: June 6, 2001

For: INFORMATION PROCESSING SYSTEM

Group Art Unit: 2135 Examiner: WU, A. S.

SIR:

Attached hereto for filing are the following papers:

Response to Restriction Requirement

Our check in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, P.C.

In por

Bradley D. Lytle

Registration No. 40,073

Customer Number

22850

(703) 413-3000 (phone) (703) 413-2220 (fax)

OBLON SPIVAK **McClelland** MAIER NEUSTADT P.C.

ATTORNEYS AT LAW

RECEIVED

Technology Center 2100